

Joseph D. Jean, Esq.
Scott D. Greenspan, Esq.
**PILLSBURY WINTHROP SHAW
PITTMAN LLP**
31 West 52nd Street
New York, NY 10019
Telephone: (212) 858-1000
Facsimile: (212) 858-1500

*Special Insurance Counsel to the Debtor
and Debtor in Possession*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

MADISON SQUARE BOYS & GIRLS CLUB, INC.,¹

Debtor.

Chapter 11

Case No. 22-10910 (SHL)

**TENTH MONTHLY FEE STATEMENT OF
PILLSBURY WINTHROP SHAW PITTMAN LLP
FOR COMPENSATION FOR SERVICES RENDERED
AND REIMBURSEMENT OF EXPENSES INCURRED AS
SPECIAL INSURANCE COUNSEL FOR DEBTOR FOR PERIOD
FROM APRIL 1, 2023 THROUGH APRIL 30, 2023**

¹ The last four digits of the Debtor's federal tax identification number are 6792. The Debtor's mailing address is 250 Bradhurst Avenue, New York, New York 10039.

Name of Applicant:	Pillsbury Winthrop Shaw Pittman LLP
Authorized to Provide Professional Services to:	Debtor and Debtor in Possession
Date of Retention:	August 12, 2022, <i>nunc pro tunc</i> June 29, 2022
Period for which compensation and reimbursement is sought:	April 1, 2023 through April 30, 2023
Monthly Fees Incurred:	\$39,331.40
20% Holdback:	\$7,866.28
Total Compensation Less 20% Holdback:	\$31,465.12
Monthly Expenses Incurred:	\$0.00
Total Fees and Expenses Due:	\$31,465.12
This is a: <u> X </u> monthly <u> </u> interim <u> </u> final application	

Pursuant to sections 327, 330, and 331 of chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”), Rule 2016 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), Rule 2016-1 of the Local Bankruptcy Rules for the United States Bankruptcy Court for the Southern District of New York (the “Local Rules”), the *Order Authorizing the Retention and Employment of Pillsbury Winthrop Shaw Pittman LLP as Special Insurance Counsel for Debtors and Debtors in Possession Nunc Pro Tunc to the Petition Date* [Docket No. 123] (the “Retention Order”), and the *Order Establishing Procedures for Monthly Compensation and Reimbursement of Expenses of Professionals* [Docket No. 125] (the “Interim Compensation Order”),² Pillsbury Winthrop Shaw Pittman LLP (“Pillsbury”), special insurance counsel for the above-captioned debtor and debtor in possession (collectively, the “Debtor”)

² Capitalized terms used herein but not otherwise defined herein have the meanings ascribed to them in the Interim Compensation Order.

hereby submits this tenth monthly fee statement (the “Tenth Monthly Fee Statement”), seeking compensation for services rendered and reimbursement of expenses incurred as counsel to the Debtor, for the period from April 1, 2023 through April 30, 2023 (the “Tenth Monthly Fee Period”). By this Tenth Monthly Fee Statement, Pillsbury seeks payment in the amount of \$31,465.12, which is comprised of (i) \$31,465.12, which represents eighty percent (80%) of the total amount of compensation sought for actual and necessary services rendered during the Tenth Monthly Fee Period, and (ii) reimbursement of \$0.00, which represents one hundred percent (100%) of actual and necessary expenses incurred in connection with such services, subject in each case to certain voluntary reductions.

Services Rendered and Expenses Incurred

1. Attached as **Exhibit A** is a summary of Pillsbury’s professionals by individual, setting forth the (i) name, title, and department of each individual who provided services in connection with this chapter 11 case during the Tenth Monthly Fee Period, (ii) aggregate hours spent by each individual, (iii) hourly billing rate for each such individual at Pillsbury’s current billing rates, (iv) amount of fees earned by each Pillsbury professional, and (v) the year of bar admission for each attorney. The blended hourly billing rate of Pillsbury attorneys during the Tenth Monthly Fee Period is approximately \$945.74. The blended hourly rate of legal assistants during the Tenth Monthly Fee Period is approximately \$400.00.

2. Attached as **Exhibit B** is a summary of the services rendered and compensation sought, by project category, for the Tenth Monthly Fee Period.

3. Attached as **Exhibit C** is a summary of expenses incurred and reimbursement sought, by expense type, for the Tenth Monthly Fee Period.

4. Attached as **Exhibit D** is itemized time detail of Pillsbury professionals for the Tenth Monthly Fee Period and summary materials related thereto.

Notice and Objection Procedures

5. Notice of this Tenth Monthly Fee Statement shall be given by hand or overnight delivery or email where available upon (a) the Debtor, Madison Square Boys and Girls Club, Inc., 250 Bradhurst Avenue, New York, New York 10039 (Attn.: Tim McChristian, Jeffrey Dold); (b) Debtor's counsel, Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285 Avenue of the Americas, New York, New York 10019 (Attn.: Alan W. Kornberg, John T. Weber, and Leslie E. Liberman); (c) counsel to the United States Trustee for Region 2, U.S. Department of Justice, Office of the U.S. Trustee, 201 Varick Street, Room 1006, New York, New York 10014 (Attn.: Andrea B. Schwartz and Tara Tiantian); and (d) counsel to the Official Committee of Unsecured Creditors, Pachulski Stang Ziehl & Jones LLP, 780 Third Avenue, 34th Floor, New York, New York 10017 (Attn.: James Stang, John W. Lucas and Gillian N. Brown).

6. Objections to this Tenth Monthly Fee Statement, if any, must be filed with the Court and served upon Pillsbury and the other Notice Parties so as to be received no later than **fifteen (15) days after filing of Fee Statement** (the "Objection Deadline"), setting forth the nature of the objection and the amount of fees or expenses at issue (an "Objection").

7. If no objections to this Tenth Monthly Fee Statement are filed and served as set forth above, the Debtor shall promptly pay eighty percent (80%) of the fees and one hundred percent (100%) of the expenses identified herein.

8. If an objection to this Tenth Monthly Fee Statement is received on or before the Objection Deadline, the Debtor shall withhold payment of that portion of this Tenth Monthly Fee Statement to which the objection is directed and promptly pay the remainder of the fees and disbursements in the percentages set forth above. To the extent such an objection is not resolved, it shall be preserved and scheduled for consideration at the next interim fee application hearing to be heard by the Court.

New York, New York
Dated: May 22, 2023

/s/ Joseph D. Jean

Joseph D. Jean, Esq.

Scott D. Greenspan, Esq.

**PILLSBURY WINTHROP SHAW PITTMAN,
LLP**

31 West 52nd Street

New York, NY 10019

Telephone: (212) 858-1000

Facsimile: (212) 858-1500

joseph.jean@pillsburylaw.com

scott.greenspan@pillsburylaw.com

*Special Insurance Counsel to the Debtor and
Debtor in Possession*

Exhibit A

Compensation by Professional

**SUMMARY OF COMPENSATION BY PROFESSIONAL
FOR SERVICES RENDERED FOR THE PERIOD
FROM APRIL 1, 2023 THROUGH APRIL 30, 2023**

Name of Professional Partners and Counsel	Title	Department	Year Admitted	Standard Hourly Rate (\$)	15% Discounted Hourly Rate (\$)	Total Billed Hours	Total Compensation (\$)
Joseph D. Jean	Partner	Litigation	1998	1,570.00	1,335.00	0.7	934.50
Peter M. Gillon	Partner	Litigation	1984	1,290.00	1,097.00	0.7	767.90
Scott D. Greenspan	Senior Counsel	Litigation	1996	1,110.00	944.00	36.8	34,739.20
Total Partners and Counsel:						#38.2	36,441.60

Name of Associates	Department	Year Admitted	Hourly Billing Rate (\$)	15% Discounted Hourly Rate (\$)	Total Billed Hours	Total Compensation (\$)
Andrew V. Alfano	Insolvency	2017	980.00	833.00	1.0	833.00
Total Associates:					#1.0	833.00

Name of Staff Attorney	Hourly Billing Rate (\$)	15% Discounted Hourly Rate (\$)	Total Billed Hours	Total Compensation (\$)
Bryan J. Coffey	520.00	442.00	0.4	176.80
Total Associates:			#0.4	176.80

Name of Paralegals and other Non-Legal Staff	Hourly Billing Rate (\$)	15% Discounted Hourly Rate (\$) ³	Total Billed Hours	Total Compensation (\$)
Stephanie Korchinski	575.00	400.00	4.7	1,880.00
Total Associates:			#4.7	1,880.00

PROFESSIONALS	15% Discounted Blended Rate (\$)	TOTAL BILLED HOURS	TOTAL COMPENSATION (\$)
Partners and Counsel	953.97	38.2	36,441.60
Associates	833.00	1.0	833.00
Staff Attorneys	442.00	0.4	176.80
Paralegals/Non-Legal Staff	400.00	4.7	1,880.00
Blended Attorney Rate	945.74	39.6	37,451.40
Total Fees Incurred		44.3	39,331.40

³ Paralegal billable rates include a 15% discount off standard rates or a \$400.00 cap on hourly rates for paralegals, whichever results in a lower rate.

Exhibit B

Compensation by Task Code

**AGGREGATE TIME SUMMARY BY TASK CODE
FOR THE PERIOD FROM APRIL 1, 2023 THROUGH APRIL 30, 2023**

Task Code	Project Category	Total Hours	Total Fees (\$)
701	Case Administration	4.5	1,880.00
702	Asset Analysis and Recovery		
705	Fee/Employment Applications	1.0	833.00
706	Fee/Employment Objections		
707	Mediation	0.8	911.60
708	Claims Administration and Objections	22.9	21,617.60
709	Plan and Disclosure Statement	14	13,130.80
710	Litigation		
711	Court Hearings	1.1	1,038.40
712	Cash Collateral/DIP Financing/Exit Financing		
713	Lease/Executory Contract Issues		
714	First Day Hearing Preparation		
715	Creditor Inquiries		
716	Corporate Governance and Board Matters		
	TOTAL	44.3	39,411.40

Exhibit C

Expense Summary

**AGGREGATE ITEMIZED DISBURSEMENTS FOR THE PERIOD
FROM APRIL 1, 2023 THROUGH APRIL 30, 2023**

Expenses Category	Total Expenses (\$)
Court Costs & Litigation Expenses	
Information Retrieval Services	
Reporting Services	
Overtime – Meals	
Duplicating and Word Processing	
Taxi	
Business Expenses	
Miscellaneous	
TOTAL	0.00

Exhibit D

Itemized Time Detail



Tax ID No. 94-1311126

Tim McChristian
Executive Director
Madison Square Boys & Girls Club
250 Bradhurst Ave
New York, NY 10039

May 4, 2023
Invoice No. 8531373
Client No. 055278
Matter No. 0000002
Michael Kosnitzky
(786) 913-4900

For Professional Services Rendered and Disbursements Incurred through April 30, 2023

<u>Matter Name</u>	<u>Services</u>	<u>Disbursements</u>	<u>Balance Due</u>
Insurance Recovery	\$ 39,331.40	\$ 0.00	\$ 39,331.40
Total This Invoice:	\$ 39,331.40	\$ 0.00	\$ 39,331.40

Current charges only. Time and disbursements not yet recorded will be included in future invoices.

Pillsbury Winthrop Shaw Pittman LLP
600 Brickell Avenue, Suite 3100 - Miami, FL - 33131
Due Upon Receipt
Remittance Address
P.O. Box 30769 . New York, NY 10087-0769

Client No: 055278
Matter No: 0000002
Michael KosnitzkyMay 4, 2023
Invoice No. 8531373
Page 2**Insurance Recovery**

For Professional Services Rendered and Disbursements Incurred Through April 30, 2023

Time Detail By Task

<u>Timekeeper</u>	<u>Date</u>	<u>Service</u>	<u>Hours</u>	<u>Amount</u>
-------------------	-------------	----------------	--------------	---------------

Task: 701 - Case Administration

S. Korchinski	04/03/23	Revise document collection to include recent correspondence.	3.60	\$1,440.00
---------------	----------	--	------	------------

S. Korchinski	04/20/23	Revise document collection to include recent correspondence and court filings (.6); review email and document collection for information re: how insurer communications were provided to Paul Weiss for review (.2); draft email advising Paul Weiss team of production of documents in native form (.1).	0.90	360.00
---------------	----------	---	------	--------

Subtotal Task: 701 - Case Administration			4.50	\$1,800.00
---	--	--	-------------	-------------------

Task: 705 - Fee/Employment Applications

A. V. Alfano	04/04/23	Review and revise second interim fee application.	1.00	\$833.00
--------------	----------	---	------	----------

Subtotal Task: 705 - Fee/Employment Applications			1.00	\$833.00
---	--	--	-------------	-----------------

Task: 707 - Mediation

S. D. Greenspan	04/24/23	Conference with J. Jean re: bankruptcy and insurance coverage issues.	0.40	\$377.60
-----------------	----------	---	------	----------

J. D. Jean	04/24/23	Confer with S. Greenspan re: BK and coverage issues.	0.40	534.00
------------	----------	--	------	--------

Subtotal Task: 707 - Mediation			0.80	\$911.60
---------------------------------------	--	--	-------------	-----------------

Task: 708 - Claims Administration and Objections

Client No: 055278
Matter No: 0000002
Michael KosnitzkyMay 4, 2023
Invoice No. 8531373
Page 3

<u>Timekeeper</u>	<u>Date</u>	<u>Service</u>	<u>Hours</u>	<u>Amount</u>
S. D. Greenspan	04/17/23	Review documents for privilege and responsiveness for potential production to Rockefeller University (4.6); conference with PW team re: same (.8).	5.40	\$5,097.60
S. D. Greenspan	04/18/23	Review documents for privilege and responsiveness for potential production to Rockefeller University (8.1); correspondence with PW team re: privilege issues in connection with same (.3) correspondence with L. Varga re: status of review (.2).	8.60	8,118.40
S. D. Greenspan	04/20/23	Review documents for privilege and responsiveness for potential production to Rockefeller University (7.9); correspondence with PW team re: technical issues with document review and solutions (.4).	8.30	7,835.20
S. D. Greenspan	04/21/23	Correspondence with PW team re: technical issues with document review and solutions.	0.30	283.20
S. D. Greenspan	04/25/23	Correspondence with PW team re: resolution to technical issues with document review.	0.30	283.20
Subtotal Task: 708 - Claims Administration and Objections			22.90	\$21,617.60
<u>Task: 709 - Plan and Disclosure Statement</u>				
S. D. Greenspan	04/03/23	Correspondence with PW team re: draft objection to Rockefeller Proof of Claim and review draft Proof of Claim (1.6); review all draft Plan document to be filed on April 12 and correspondence with UCC and PW team re: same (1.3).	2.90	\$2,737.60
B. J. Coffey	04/05/23	Review proposed insurance policy list for accuracy for use in Reorganization Plan documents (.2); correspondence with S. Greenspan re: same (.2).	0.40	176.80

Client No: 055278
Matter No: 0000002
Michael Kosnitzky

May 4, 2023
Invoice No. 8531373
Page 4

<u>Timekeeper</u>	<u>Date</u>	<u>Service</u>	<u>Hours</u>	<u>Amount</u>
S. D. Greenspan	04/05/23	Correspondence with PW team re: review of insurance correspondence for production to Trustee (.2); correspondence with PW team re: review of draft list of Abuse Insurance Policies to attach to the Plan documents (.2); correspondence with B. Coffey and M. Pierro re: same (.4); correspondence with S. Hasan re: potential revision to the Disclosure Statement re: defense cost reimbursement (.2); review and analyze draft disclosure statement re: same and strategize re: potential revisions (.2); correspondence with UCC re: Plan (.2).	1.40	1,321.60
S. D. Greenspan	04/06/23	Review draft list of Abuse Insurance Policies attached to the Plan documents in connection with response to PW request and review prior list of policies (.4); correspondence with UCC re: draft Plan (.2); review UCC's proposed revisions to the Plan (.4); correspondence with PW team re: same (.2); correspondence with UCC re: Compensation Trust Agreement and draft Allocation Protocol (.2); review and analyze the UCC's proposed revisions to the Allocation Protocol (.3).	1.70	1,604.80
P. M. Gillon	04/07/23	Review and analyze draft Reorganization Plan documents and correspondence.	0.70	767.90
S. D. Greenspan	04/07/23	Correspondence with PW team re: review of draft list of Abuse Insurance Policies to attach to the Plan documents and re: review of draft channeling injunction language in the Plan (.2); review and analyze draft channeling injunction language (.3); correspondence with UCC re: draft Allocation Protocol (.2); review revised Plan and Trust Allocation Protocol (.4).	1.10	1,038.40

Client No: 055278
Matter No: 0000002
Michael KosnitzkyMay 4, 2023
Invoice No. 8531373
Page 5

<u>Timekeeper</u>	<u>Date</u>	<u>Service</u>	<u>Hours</u>	<u>Amount</u>
S. D. Greenspan	04/10/23	Correspondence with PW team re: review of insurer correspondence for production (.2); review latest draft of Plan, Disclosure Statement and Rockefeller Claim Objection (.6); correspondence with J. Jean, PW team and UCC re: same (.2); review correspondence with insurers and insurer counsel re: draft Plan and Disclosure Statement (.2).	1.20	1,132.80
J. D. Jean	04/10/23	Review emails re: draft Reorganization Plan and confer with S. Greenspan re: same.	0.30	400.50
S. D. Greenspan	04/11/23	Review AIG's proposed revision to the draft Plan and Disclosure Statement.	0.40	377.60
S. D. Greenspan	04/12/23	Review latest draft of Rockefeller Claim Objection (.4); correspondence with PW team and UCC re: same (.2); review UCC's proposed revisions to Allocation Protocol (.3); correspondence with UCC re: same (.2); review UCC's proposed revisions to the Compensation Trust Agreement (.4); correspondence with PW team and UCC re: same (.2); correspondence with UCC and PW team re: final approval re: Plan, Disclosure Statement and other filings (.2); review Solicitation Motion (.3) correspondence with UCC re: same (.2).	2.40	2,265.60
S. D. Greenspan	04/13/23	Correspondence with Pillsbury team re: status of plan submittal/approval and re: potential objections.	0.20	188.80
S. D. Greenspan	04/14/23	Review/analyze filed Plan documents.	0.30	283.20
S. Korchinski	04/14/23	Circulate plan of reorganization and related filings to case team.	0.20	80.00
S. D. Greenspan	04/17/23	Review correspondence with UCC re: Plan (.2).	0.20	188.80
S. D. Greenspan	04/25/23	Review proposed stipulation to resolve the RU Proof of Claim (.2); correspondence with UCC and PW team re: same (.2).	0.40	377.60
S. D. Greenspan	04/26/23	Correspondence with UCC and PW team re: draft RU Proof of Claim Stipulation.	0.20	188.80
Subtotal Task: 709 - Plan and Disclosure Statement			14.00	\$13,130.80
Pillsbury Winthrop Shaw Pittman LLP				

Client No: 055278
Matter No: 0000002
Michael Kosnitzky

May 4, 2023
Invoice No. 8531373
Page 6

<u>Timekeeper</u>	<u>Date</u>	<u>Service</u>	<u>Hours</u>	<u>Amount</u>
<u>Task: 711 - Court Hearings</u>				
S. D. Greenspan	04/27/23	Attend disclosure statement hearing (.9); correspondence with PW team re: same (.2).	1.10	\$1,038.40
Subtotal Task: 711 - Court Hearings			1.10	\$1,038.40
Total:			44.30	\$ 39,331.40

Time Summary By Task

<u>Task</u>	<u>Hours</u>	<u>Amount</u>
701 - Case Administration	4.50	1,800.00
705 - Fee/Employment Applications	1.00	833.00
707 - Mediation	0.80	911.60
708 - Claims Administration and Objections	22.90	21,617.60
709 - Plan and Disclosure Statement	14.00	13,130.80
711 - Court Hearings	1.10	1,038.40
Total	44.30	\$ 39,331.40

Timekeeper Summary

<u>Timekeeper</u>	<u>Hours</u>	<u>Rate</u>	<u>Value Billed</u>
Partner			
P. M. Gillon	0.70	\$1,097.00	\$767.90
J. D. Jean	0.70	1,335.00	934.50
Subtotal	1.40		\$1,702.40
Senior Counsel			
S. D. Greenspan	36.80	\$944.00	\$34,739.20
Senior Associate			
A. V. Alfano	1.00	\$833.00	\$833.00
Other Attorney			
B. J. Coffey	0.40	\$442.00	\$176.80
Paralegal			
S. Korchinski	4.70	\$400.00	\$1,880.00
Total	44.30		\$39,331.40

Client No: 055278
Matter No: 0000002
Michael Kosnitzky

May 4, 2023
Invoice No. 8531373
Page 7

<u>Timekeeper</u>	<u>Hours</u>	<u>Rate</u>	<u>Value Billed</u>
Total Due For Matter 0000002:			\$39,331.40



Tax ID No. 94-1311126

Tim McChristian
Executive Director
Madison Square Boys & Girls Club
250 Bradhurst Ave
New York, NY 10039

May 4, 2023
Invoice No. 8531373
Client No. 055278
Matter No. 0000002
Michael Kosnitzky
(786) 913-4900

Remittance Advice

Enclose this Remittance Advice for Proper Credit

Matter Number	Services	Disbursements	Balance Due
0000002	\$ 39,331.40	\$ 0.00	\$ 39,331.40
Total This Invoice:	\$ 39,331.40	\$ 0.00	\$ 39,331.40

Payable in U.S. Dollars upon receipt.

Payment Options:

For payment by mail, remit to: Pillsbury Winthrop Shaw Pittman LLP, P.O. Box 30769, New York, NY 10087-0769

For Electronic Payments including Wire Transfer, ACH, and SWIFT Payments, send to:

Please include our client, matter and invoice number for proper credit.

[Additional remittance information may also be forwarded to accountsreceivable@pillsburylaw.com]